

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

JDS UNIPHASE CORPORATION )  
BENEFITS COMMITTEE of the JDS )  
UNIPHASE CORPORATION )  
EMPLOYEE 401(k) RETIREMENT )  
PLAN, )  
Plaintiff/Counterclaim Defendant )

v. )

Civil Action No. 05-11499-MAP

DOES 1 through 20, inclusive )  
Defendants )

v. )

DAVID M. KORNACKI, as )  
Administrator of the Estate of Kevin P. )  
Kornacki, )  
Defendant/Cross Claim Plaintiff/ )  
Counterclaim Plaintiff/Third Party )  
Plaintiff )

v. )

MABEL TAVARES, an individual )  
formerly known as MABEL D. )  
KORNACKI, )  
Defendant/Cross Claim )  
Defendant )

v. )

JDS UNIPHASE CORPORATION )  
EMPLOYEE 401(k) RETIREMENT )  
PLAN, )  
Third Party Defendant )

SCHEDULING ORDER

September 7, 2005

NEIMAN, U.S.M.J.

The following schedule was established at the initial scheduling conference this

day:

1. The parties shall complete their automatic disclosures by September 21, 2005.
2. All written discovery and non-expert depositions shall be completed by December 30, 2005.
3. Counsel shall appear for a case management conference on January 9, 2006 at 10:30 a.m. in Courtroom Three.

IT IS SO ORDERED.

DATED: September 7, 2005

/s/ Kenneth P. Neiman  
KENNETH P. NEIMAN  
U.S. Magistrate Judge